

Senate, and knowing that every means is being used to defeat such measure, would hereby urge you to block all legislation by all means in your power till such time when they will be ready to give the people submission.

P. S.—We are not unmindful of your stand on this important question, but wish to assure you of our earnest support in your efforts in behalf of submission.

Numerously signed.

By Senator Perkins:

Plano, Texas, January 20, 1909.

Senator Tom W. Perkins:

We, the undersigned customers of the J. R. Watkins Medical Co. of Winona, Minn., represented in Collin county, Texas, by W. D. Goode, earnestly request that you vigorously oppose the druggist bill as unfair and un-American. That we are fully satisfied with the Watkins plan of selling direct to us and giving us a better quality and fresher goods at the regular price of goods of like nature bought elsewhere. That he is an honorable man, and contributes as much to the upbuilding of our country and pays as much taxes as any one of the druggists who are opposing him in trying to have this unfair tax passed. That if you repeal the present tax and make it \$100 per annum instead of \$150, it will be more fair and equitable.

Signed—T. F. Hughston, W. A. Lemmons and 272 other citizens of Collin county.

Ennis, Texas, January 19, 1909.

Petition to Senator Ward and Representatives Anderson and Stepter:

We, the undersigned voters in Ellis county, most respectfully petition our legislators, Hon. Pierce B. Ward and Hons. Anderson and Stepter, that you use every honorable means toward the passage of the submission bill as authorized in the recent primary and embodied in the Democratic platform at San Antonio.

We urge that this be done even to the blocking of all other legislation, till the will of the people of the State of Texas be carried out. We expect you to do your duty, and pledge ourselves to stand with you at all hazards.

Numerously signed.

## TENTH DAY.

Senate Chamber,  
Austin, Texas,

Monday, January 25, 1909

Senate met pursuant to adjournment, President Pro Tem. Terrell of Bowie presiding.

Roll call, quorum present, the following Senators answering to their names:

Adams.	Murray.
Alexander.	Paulus.
Brachfield.	Peeler.
Bryan.	Perkins.
Cofer.	Senter.
Greer.	Stokes.
Harper.	Sturgeon.
Hayter.	Terrell of Bowie
Holsey.	Terrell of McLennan.
Hudspeth.	Thomas.
Hume.	Veale.
Kellie.	Ward.
Masterson.	Watson.
Mayfield.	Weinert.
Meachum.	Willacy.

Absent.

Real.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Perkins, the same was dispensed with.

## PETITIONS AND MEMORIALS.

See Appendix for same.

## STANDING COMMITTEE REPORTS.

See Appendix for all standing committee reports.

## BILLS AND RESOLUTIONS.

By Senator Perkins (by request):

Senate bill No. 118, A bill to be entitled "An Act to amend Article 480 of the Criminal Code in regard to the obstruction or injury of public roads, highways and bridges."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Alexander (by request):

Senate bill No. 119, A bill to be entitled "An Act prohibiting railroad corporations and receivers thereof and other persons, firms and associations of persons engaged as a common carrier in the transportation of persons for hire

and the agents of any such railroad corporations or receivers thereof and of any other such person, firm or association of persons from charging, receiving or accepting compensation for such transportation on Sunday less than the amount charged by such railroad corporation or receiver thereof or such other person, firm or association of persons for such transportation on any other day, unless such railroad corporation or receiver thereof or such other person, firm or association of persons shall in good faith offer to the public for some other day within three days before or after such Sunday substantially similar transportation between the same points at the same rate, making any violation of this act a misdemeanor, and prescribing punishment therefor, and prescribing venue of such offenses."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Veale (by request):

Senate bill No. 120, A bill to be entitled "An Act creating the Seventh Judicial District, to fix the time of holding court therein, and declaring an emergency."

Read first time, and referred to Committee on Judicial Districts.

By Senator Cofer:

Senate bill No. 121, A bill to be entitled "An Act to amend Article 1647, Chapter 13, Title 22, of the Revised Civil Statutes of Texas, 1895, so as to allow a judgment in the justice's court to be rendered against a non-resident upon a notice to serve a non-resident and so that said article may hereafter read as follows, and declare an emergency."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Cofer:

Senate bill No. 122, A bill to be entitled "An Act to amend Article 642 of the Revised Civil Statutes of the State of Texas, relating to the purpose for which private corporations may be formed, by adding thereto another subdivision known as Subdivision 66, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1.

Morning call concluded.

#### EXECUTIVE MESSAGE.

Executive Office,  
State of Texas.

Austin, Texas, January 22, 1909.

To the Senate:

Subsequent to the nomination of Thos.

E. Durham of Gregg county, on this date, as Assistant Superintendent of the Penitentiary at Rusk, a doubt having occurred to me as to his eligibility on account of distant relationship by marriage to the Governor, and on account of the degree of such relationship by marriage, and the question having been by me submitted to the Attorney General for computation and for the opinion of that department, and it having been held by that department that the said Durham is ineligible for such appointment, and that by the rule of computation now adopted by our courts in the ascertainment of the degrees of relationship, by blood or marriage, that the said Durham is related by marriage to the Governor in the third degree, therefore, the said nomination is hereby withdrawn, and the Senate is respectfully requested to rescind its action confirming the nomination of the said Durham.

T. M. CAMPBELL,

Governor.

#### EXECUTIVE SESSION—TIME SET FOR.

Senator Willacy here, at 10:25 o'clock a. m., moved that the Senate go into executive session at 10:27 o'clock a. m. today, for the purpose of considering the above message.

The motion was unanimously adopted.

#### EXECUTIVE SESSION.

Here the Chair announced that the hour, 10:27 o'clock a. m., had arrived, which time having been set for the Senate to go into executive session, and so ordered the Chamber cleared of all persons not entitled to remain.

#### IN EXECUTIVE SESSION.

In executive session on Friday, January 22, the following confirmations were made:

Assistant Attorney General, Felix J. McCord of Smith county.

Secretary of State, Wm. B. Townsend of Wilbarger county.

State Health Officer, Wm. M. Brumby of Harris county.

Adjutant General, James O. Newton of Milam county.

Commissioner of Insurance and Banking, Thos. B. Love of Dallas county.

State Tax Commissioner, L. T. Dashiell of Leon county.

State Revenue Agent, Wm. J. McDonald of Hardeman county.

State Purchasing Agent, Chas. B. White of Fannin county.

Game, Fish and Oyster Commissioner, Richard H. Wood of Aransas county.

Superintendent of Public Buildings and Grounds, W. C. Day of Hays county.

Board of Pardon Advisers, A. P. McKinnon of Hill county and Wm. Blakeslee of Lavaca county.

Board of Penitentiary Commissioners, Waltus H. Gill of Harris county, R. H. Hicks of Milam county and Jos. T. Mewshaw of Dallas county.

Superintendent of Penitentiaries, J. A. Herring of Madison county.

Assistant Superintendent of Penitentiaries at Huntsville, Robert H. Underwood of Bell county.

Assistant Superintendent of Penitentiary at Rusk, Thos. E. Durham of Gregg county.

Financial Agent of the Penitentiary, J. C. Haynes of Karnes county.

Inspectors of the Penitentiary, J. G. Barbee of Wharton county and Sam Hawkins of Denton county.

Assistant Superintendent in Charge of the House of Correction and Reformatory, John H. Boyd of McLennan county.

Judge of the Criminal District Court of Harris and Galveston Counties, Ed R. Campbell of Harris county.

In accordance with the request of the Governor, by message of today, the Senate, in executive session, as reported by the Secretary of the Senate, rescinded the action by which Thos. E. Durham was confirmed as the appointee as Assistant Superintendent of Penitentiary at Rusk.

#### IN THE SENATE.

#### SENATE BILL NO. 23.

Senate Joint Resolution No. 1, being pending business for this hour, the Chair so declared, and

Senator Senter moved that the pending business be suspended, and that the Senate take up Senate bill No. 23 on its third reading.

The motion prevailed by the following vote:

Yeas—25.

Adams.	Kellie.
Alexander.	Masterson.
Bryan.	Mayfield.
Greer.	Murray.
Harper.	Paulus.
Hayter.	Peeler.
Hudspeth.	Perkins.

Senter.	Veale.
Stokes.	Ward.
Sturgeon.	Watson.
Terrell of Bowie.	Weinert.
Terrell of McLennan.	Willacy.
Thomas.	

Nays—3.

Brachfield.	Holsey.
Cofer.	

Absent.

Hume.	Real.
Meachum.	

The Chair laid before the Senate, on its third reading,

Senate bill No. 23, A bill to be entitled "An Act constituting Dallas county the Fourteenth, Forty-fourth and Sixty-eighth Judicial Districts; providing for the present judges of the Fourteenth and Forty-fourth Judicial Districts to continue to hold their offices for the term for which they were elected; the appointment of a suitable person by the Governor as judge of the Sixty-eighth Judicial District to hold until the next general election; that said courts shall not exercise criminal jurisdiction and shall exercise concurrent jurisdiction in all civil cases and proceedings of which district courts are given jurisdiction by the Constitution and laws of the State; that the present district clerk of Dallas county shall continue to hold his office for the term for which he is elected, and providing for filling vacancy should one occur in said office; providing for making up a docket for the Sixty-eighth Judicial District Court from the dockets of the other two courts, equalizing the dockets of the three courts as near as may be; prescribing how cases shall be numbered and filed in the several courts, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time, and passed by the following vote:

Yeas—23.

Adams.	Peeler.
Alexander.	Perkins.
Bryan.	Senter.
Greer.	Sturgeon.
Hayter.	Terrell of Bowie.
Hudspeth.	Thomas.
Kellie.	Veale.
Masterson.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.
Murray.	Willacy.
Paulus.	

## Nays—5.

Brachfield. Holsey.  
Cofer. Stokes.  
Harper.

Absent.

Hume. Terrell of  
Real. McLennan.

Senator Senter moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## FIRST HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, January 25, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

Senate bill No. 38, A bill to be entitled "An Act creating the Mertzon Independent School District in Irion county, Texas."

House bill No. 210, A bill to be entitled "An Act to organize the Twenty-eighth Judicial District of the State of Texas, to fix the times for holding the terms of court therein, and to repeal all laws and parts of laws in conflict therewith, and declaring an emergency."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

## BILL READ AND REFERRED.

The Chair, President Pro Tem. Terrell, had read and referred the following House bill:

House bill No. 210, referred to Committee on Judicial Districts.

## SENATE JOINT RESOLUTION NO. 1.

The Chair then laid before the Senate, as pending business,

Senate Joint Resolution No. 1, being a resolution to amend Article 16 of the Constitution of the State of Texas, by adding thereto Section 58, when a majority of the qualified electors for members of the Legislature of Texas at an election for that purpose shall vote in favor of the amendment.

Pending.

Pending discussion Senator Hume was called to the Chair.

Pending discussion on the above measure, Senator Murray was recognized, but yielded the floor to Senator Willacy, he, Senator Murray, having the right to the floor on this measure when the Senate reconvened.

## HOUSE BILL NO. 210.

On motion of Senator Willacy, the pending order of business (Senate Joint Resolution No. 1) was suspended, and the Senate took up, out of its order, House bill No. 210, by unanimous consent.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its second reading by the following vote:

Yeas—29.

Adams.	Paulus.
Alexander.	Peeler.
Brachfield.	Perkins.
Bryan.	Senter.
Cofer.	Stokes.
Greer.	Sturgeon.
Harper.	Terrell of Bowie.
Hayter.	Terrell of McLennan.
Holsey.	Thomas.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Masterson.	Weinert.
Meachum.	Willacy.
Murray.	

Absent.

Mayfield. Real.

On motion of Senator Willacy, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report), by the following vote:

Yeas—29.

Adams.	Paulus.
Alexander.	Peeler.
Brachfield.	Perkins.
Bryan.	Senter.
Cofer.	Stokes.
Greer.	Sturgeon.
Harper.	Terrell of Bowie.
Hayter.	Terrell of McLennan.
Holsey.	Thomas.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Masterson.	Weinert.
Meachum.	Willacy.
Murray.	

Absent.

Mayfield.

Real.

The Chair laid before the Senate, on its second reading,

House bill No. 210, being an act to reorganize the Twenty-eighth Judicial District of Texas, etc.

On motion of Senator Willacy, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Adams.	Murray.
Alexander.	Paulus.
Brachfield.	Peeler.
Bryan.	Perkins.
Cofer.	Senter.
Greer.	Stokes.
Harper.	Sturgeon.
Hayter.	Terrell of Bowie.
Holsey.	Thomas.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Masterson.	Weinert.
Meachum.	Willacy.

Absent.

Mayfield.

Terrell of

Real.

McLennan.

The bill was read third time, and passed by the following vote:

Yeas—28.

Adams.	Murray.
Alexander.	Paulus.
Brachfield.	Peeler.
Bryan.	Perkins.
Cofer.	Senter.
Greer.	Stokes.
Harper.	Sturgeon.
Hayter.	Terrell of Bowie.
Holsey.	Thomas.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Masterson.	Weinert.
Meachum.	Willacy.

Absent.

Mayfield.

Terrell of

Real.

McLennan.

Senator Willacy moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## ADJOURNMENT.

On motion of Senator Willacy, the Senate adjourned until tomorrow morning at 10 o'clock.

## APPENDIX.

## COMMITTEE REPORTS.

(Floor Report.)

Austin, Texas, January 22, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

House bill No. 210, A bill to be entitled "An Act to reorganize the Twenty-eighth Judicial District of the State of Texas, to fix the time of holding the terms of court therein, and to repeal all laws and parts of laws in conflict therewith, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Watson, Chairman; Masterson, Willacy, Paulus, Ward, Perkins, Peeler, Sturgeon, Harper, Terrell of Bowie, Hume.

Committee Room,

Austin, Texas, January 22, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 31, A bill to be entitled "An Act to amend Article 3139, Chapter 1, Revised Statutes, relating to the qualification of jurors," etc.,

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

MEACHUM, Chairman.

Committee Room,

Austin, Texas, January 22, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 58, A bill to be entitled "An Act to amend Article 2472 of Title 45 of the Revised Civil Statutes of the State of Texas, and providing an emergency,"

Have had the same under consideration, and I am instructed to report same

back to the Senate with the recommendation that it do pass.

MEACHUM, Chairman.

Committee Room,  
Austin, Texas, January 22, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 18, A bill to be entitled "An Act declaring void the sale or transfer of portions of stocks of merchandise otherwise than in the ordinary course of trade in the usual and regular prosecution of the seller's or transferrer's business, and sales or transfers of entire stocks of merchandise in bulk, unless made in compliance with certain named conditions and regulations, and prescribing such conditions and regulations according to which such sales may be made valid, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

MEACHUM, Chairman.

Committee Room,  
Austin, Texas, January 22, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 95, A bill to be entitled "An Act requiring the true consideration to be expressed in all deeds and conveyances hereafter executed and offered for registration, and to fix suitable penalties for the violation of this act, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do not pass.

MEACHUM, Chairman.

Committee Room,  
Austin, Texas, January 25, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 45, A bill to be entitled "An Act creating a special road law for Lavaca county, and declaring an emergency,"

And find the same correctly engrossed.

WARD, Chairman.

Committee Room.

Austin, Texas, January 25, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 105, A bill to be entitled "An Act to incorporate the city of Marshall, and to grant it a new charter, and to repeal all pre-existing charters, and declaring an emergency,"

And find the same correctly engrossed.

WARD, Chairman.

Committee Room.

Austin, Texas, January 25, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 23, A bill to be entitled "An Act constituting Dallas county the Fourteenth, Forty-fourth and Sixty-eighth Judicial Districts; providing for the present judges of the Fourteenth and Forty-fourth Judicial Districts to continue to hold their offices for the term for which they were elected, the appointment of a suitable person by the Governor as judge of the Sixty-eighth Judicial District to hold until the next general election; that said courts shall not exercise criminal jurisdiction and shall exercise concurrent jurisdiction in all civil cases and proceedings of which district courts are given jurisdiction by the Constitution and laws of the State; that the present district clerk of Dallas county shall continue to hold his office for the term for which he is elected, and providing for filling vacancy, should one occur in said office, providing for making up a docket for the Sixty-eighth Judicial District court from the dockets of the other two courts, equalizing the dockets of the three courts as near as may be; prescribing how cases shall be numbered and filed in the several courts; repealing all laws and parts of laws in conflict herewith; and declaring an emergency,"

And find the same correctly engrossed.

WARD, Chairman.

#### PETITIONS AND MEMORIALS.

Senator Terrell of McLennan presented the following petitions with the request that same be published in the Journal:

Hon. H. B. Terrell, Austin, Texas:

We, the undersigned citizens of your

district, observing that a bill has been introduced in the Legislature placing a tax so high on salesmen who sell medicines to us from wagons, that they will be driven out of the business, desire to protest against its enactment for the reason that these men are great conveniences to us, coming as they do to our door with family medicines. We do not want to be deprived of this convenience, and why should we? The goods are first-class and they supply us every month; they make their own goods, and it should not interfere very much with those folks who want a monopoly of the drug business. We petition you to carefully consider our best interests in this matter.

Numerously signed.

Eddy and Bruceville, Texas.

Senator H. B. Terrell, Austin, Texas:

We, the undersigned citizens of your district, respectfully and earnestly urge you to vote for and give your support to the passage of the Mayfield-Meachum bill prohibiting pool selling, book making and wagering on horse races.

Numerously signed.

Senator Weinert offered a petition by T. E. Ballard and seventy other citizens of Caldwell county protesting the enactment of the Druggists' Bill.

Senator Perkins offered the following petitions:

McKinney, Texas, January 21, 1909.

Hon. Tom W. Perkins, Senate Chamber, Austin, Texas:

We, the undersigned citizens of Collin county, Texas, believing a State training school for children to be a necessity for reclaiming incorrigibles, indorse the bill providing for such an institution, as prepared by joint committees from the County Judges and Commissioners' Association of Texas and the Texas Federation of Women's Clubs, and hereby request our legislators to give the bill their immediate support.

Signed—Mrs. L. C. Clifton, President; Mrs. F. E. Wilcox, Secretary Owl Club, and fifty-seven other Collin county citizens.

Farmersville, Texas, January 19, 1909.

Hon. Tom W. Perkins, State Senator, Austin, Texas.

Dear Sir: We, the undersigned citizens of Farmersville, Collin county, Texas, hereby reassure you of our fidelity to constitutional amendment for the

submission of the prohibition question, and respectfully petition that you stand firm and not allow others to have you believe that Collin county has changed her views on the liquor question. We have all confidence in your standing true and only send this petition that you may know that our views have not changed.

Signed—E. C. Morton, W. H. Wynn and seventy-five other citizens of Farmersville.

Senator Cofer offered the following with the request that same be published in full:

The Executive Committee of the Sherman Business League, acting under instructions of the league, realizing the importance of cheapening telephone calls, does hereby adopt the following resolutions relating to pending or proposed legislation before the Legislature of the State of Texas, now in session at Austin:

Be it resolved: 1. That our Representatives be requested to support a bill now pending or to be introduced, permitting the sale of coupon books at reduced rates for long distance telephone service, such as were used before the passage of the present Rebate Law;

2. That our Representatives support a bill now pending, requiring telephone companies to furnish connection and long distance service to all subscribers to any chartered telephone company doing business in the State. Be it further

Resolved, That our Representatives be requested to strenuously oppose a bill now pending, providing that assignments of wages to secure a loan or debt shall not be valid against the employer, unless such order be accepted by the employer in writing, or in the case of a married man, without the written consent of his wife.

Senator Adams offered the following petitions with the request that same be printed in full:

San Saba, Texas, January 22, 1909.

Hon. J. T. Hamilton, Austin, Texas.

Kind Sir and Friend: I herewith enclose you copy of resolution, recently adopted by San Saba County Farmers' Union, in reference to "bucketshop" gambling in farm products. Knowing you to be positively antagonistic to the gambling interest, we take pleasure in sending the above.

Please be kind enough to hand Senator Adams a copy of said resolution.

Hoping you much success, as well as Senator Adams, I beg to remain,

Yours fraternally,

E. B. HOUSE,

Secretary San Saba County Union.

Whereas, As the Thirtieth Legislature passed a strong "anti-bucketshop" law prohibiting the maintaining and operating of "bucketshops" in Texas for the purpose of illegitimate speculating in farm products; and

Whereas, The cotton gambling interests are lining up for the purpose of having said law repealed; and

Whereas, We believe it would be the death knell to the farmers and farmers' organizations; therefore, be it

Resolved by San Saba County Union in regular session assembled, That we stand unalterably opposed to the repeal of said law, and that we favor the strengthening of said law so as to make it more effective; finally, be it

Resolved, That a copy of these resolutions be sent to our representatives in the Thirty-first Legislature.

Adopted by San Saba County Union at Mt. Pleasant Local, January 14, 1909.

E. B. HOUSE,  
Secretary.

Burnet, Texas, January 22, 1909.

Hon. W. H. Adams, Austin, Texas.

Dear Sir: We are addressing you this letter asking you to favor the passage of a bill providing for the payment of actual necessary traveling expenses of district judges when engaged in holding courts out of the counties of their residence, such expenses not to exceed \$2.00 per day for hotel bills, 3 cents per mile when traveling by rail, and 15 cents by private conveyance, and doing away with the payment of special judges, in order that the sum heretofore paid them may be utilized for this purpose.

That this is a very just measure, in our opinion, can not be doubted, for the judges in the districts composed of several counties are compelled to travel hundreds of miles and pay their own traveling expenses and hotel bills, while about one-half of the judges are located permanently at one place, are enabled to be at home all of the time, and have no traveling expenses whatever.

This is not right, and if a bill was passed giving all judges their traveling expenses, limited as suggested above and apply the pay heretofore allowed to special judges to this purpose, it would equalize the burdens and enable the reg-

ular judges to do all of the work. The last Legislature appropriated \$4000 to pay special judges, and under this law the regular judges could do all of the work and that item of expense could be dispensed with. Under the present law the judges in districts like ours and yours are the ones who are bearing the burdens, and we write to you to urge that you support this measure when introduced, and we would esteem it a favor for you to take an active interest in it and endeavor to secure its passage.

We hope that the measure will be introduced at the present session, as it is one that should have been passed long ago, and we understand that it will be introduced in the near future.

Trusting that it will meet with your approval and that you can grant our request to push this bill to final passage, we are,

Sincerely yours,

Signed—Leigh Burleson, Jas. Flack,  
G. A. Walters, R. L. H. Williams.

Senator Alexander offered a petition from citizens of Fort Worth, urging support of bill to establish a State training school for incorrigible children.

Also a petition from citizens of Tarrant county, protesting against the enactment of the bill placing a tax on sale of medicines from wagons.

Also four petitions from Tarrant county, numerous signed, urging the passage of the submission resolution.

Senator Ward offered the following, requesting same to be printed in full:

Hillsboro, Texas, January 20, 1909.

To the Hon. Pierce B. Ward, State Senator, Austin, Texas.

Sir: At a regular meeting of the Hillsboro Fire Department we, the undersigned members of said department, resolved that we would ask you to do all in your power, using all honorable means, to urge the members of this Legislature and Senate to have the delegates to the conventions of the State Volunteer Firemen's Association exempted from the operations of the anti-pass law; also we would ask you to use your influence to so amend or change said law as to enable the railroads of Texas to issue free transportation or charge a mere nominal rate to our delegates going to and from our annual conventions.

We believe that we are not asking any more than is due us, as we, at all times, respond to the calls of the rail-



road companies when their property is endangered by fire without any reward for same, and we feel that we are entitled to some consideration at their hands.

Numerously signed.

Senator Cofer offered a petition favoring Sunday laws pending, including fairs, shows and races in the prohibited classes, and also requiring railroads giving excursion rates on Sunday to make same rate on some week day.

Unanimous resolution of Waco Pastors' Association.

E. HIGHTOWER,  
Secretary.

#### ELEVENTH DAY.

Senate Chamber,  
Austin, Texas,  
Tuesday, January 26, 1909.

Senate met pursuant to adjournment, President Pro Tem. Terrell of Bowie presiding.

Roll call, quorum present, the following Senators answering to their names:

Adams.	Paulus.
Alexander.	Peeler.
Brachfield.	Perkins.
Bryan.	Real.
Cofer.	Senter.
Greer.	Stokes.
Harper.	Sturgeon.
Hayter.	Terrell of Bowie.
Holsey.	Terrell of McLennan.
Hudspeth.	Thomas.
Hume.	Veale.
Kellie.	Ward.
Masterson.	Watson.
Meachum.	Weinert.
Murray.	Willacy.

Absent.

Mayfield.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Perkins, the same was dispensed with.

#### PETITIONS AND MEMORIALS.

See Appendix for all petitions and memorials.

#### STANDING COMMITTEE REPORTS.

See Appendix for all standing committee reports.

#### BILLS AND RESOLUTIONS.

By Senator Holsey:

Senate bill No. 123, A bill to be entitled "An Act to amend Chapter 147, page 313 of the General Laws of the Thirtieth Legislature, which act sought here to be amended was an act to create in the Department of Agriculture of Texas a Bureau of Cotton Statistics; prescribing the duties of the Commissioner of Agriculture, the county clerks, public ginnerers, and prescribing penalties for the violation of this act, and declaring an emergency."

Read first time, and referred to Committee on Agricultural Affairs.

By Senator Harper:

Senate bill No. 124, A bill to be entitled "An Act to regulate the procedure in the appellate courts of this State, and to provide for the filing of the original statement of facts as a part of the record on appeal and writ of error in all causes on appeal or writ of error, from all courts, both civil and criminal, with an emergency."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Perkins (by request):

Senate bill No. 125, A bill to be entitled "An Act to amend Articles 4717, 4718, 4730, 4730a and 4733 of the Civil Statutes."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Cofer:

Senate bill No. 126, A bill to be entitled "An Act to establish a chair of Homeopathic materia medica and therapeutics in the Galveston Medical Branch of the State University, and instructing the Board of Regents of the State University to engage a teacher identified with the Homeopathic school of medicine to teach this branch of medicine, and to set aside a room or rooms, and to furnish same for didactic and clinical lectures, and declaring an emergency."

Read first time, and referred to Committee on Public Health.

By Senator Harper:

Senate bill No. 127, A bill to be entitled "An Act to authorize and empower any party to any cause or his attorney of record, to print or typewrite, or cause to be printed or typewritten, the transcript of the record in any cause on appeal or writ of error, and requiring the clerk of the trial court to proof-